

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

GARY GAUS,

:

Plaintiff

CIVIL ACTION NO. 3:17-1053

v.

(JUDGE MANNION)

POCONO MOUNTAIN REGIONAL
POLICE COMMISSION, et al.,

:

Defendants

:

O R D E R

In accordance with the memorandum issued this same day, IT IS
HEREBY ORDERED THAT:

- (1) Defendants' partial motion to dismiss, (Doc. [14](#)), Counts I, III, IV, V, VI, and VII plaintiff's amended complaint, (Doc. [9](#)), is **GRANTED**;
- (2) The claims against moving defendants in Counts I, III, IV, V, VI, and VII are **DISMISSED WITH PREJUDICE**;
- (3) Count II of plaintiff's amended complaint is **DISMISSED WITH PREJUDICE** insofar as it seeks relief under the Federal Declaratory Judgment Act;
- (4) The court declines to exercise supplemental jurisdiction over plaintiff's state law claims contained in Counts II and VIII of his amended complaint, and these claims are **DISMISSED WITHOUT PREJUDICE**; and

(5) The clerk of court is directed to **CLOSE** this case.

s/ *Malachy E. Mannion*
MALACHY E. MANNION
United States District Judge

Date: November 3, 2017

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